IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2160 OF 2007

Shri Vikas Gajanan Mhatre ..Petitioner.

Vs.

The State of Maharashtra
& Anr. ..Respondents.

Mr.Suraj Kudalkar i/b.Mr.Purvant for the Petitioner.

Mr.D.P.Adsule, A.P.P. for the State.

CORAM : S.J. VAZIFDAR AND
A.A. SAYED, JJ.
DATED : 16H NOVEMBER, 2007

P.C. :

By consent, the petition is placed on board and heard finally.

2. Rule, returnable and heard forthwith.

3. The alleged fear contended before us was of the possibility of disqualification on the ground that the Petitioner had not attended three consecutive meetings.

4. Firstly, it appears that the Petitioner had attended the meeting on 31st October, 2007. Thus, the fear appears to be unfounded. Secondly, in any

event, in view of the order of the Division Bench dated 17th January, 2007 in Writ Petition No.22 of 2007 (Exhibit "A" to the plaint) and in particular, in view of the observations in paragraph 4 therein, it is difficult to grant the reliefs sought on the apprehension of disqualification.

5. The Petitioner is always at liberty to contend before the Corporation that he was prevented to attend the meeting on account of a genuine reason.

6. The petition is accordingly disposed of.

7. All parties are directed to act on an ordinary copy of this order duly authenticated by the Sheristedar/Personal Assistant.

(A.A. SAYED, J.) **(S.J. VAZIFDAR, J.)**